

STEPHANIE M. HINDS (CABN 154284)
United States Attorney
MICHELLE LO (NYRN 4325163)
Chief, Civil Division
KELSEY J. HELLAND (CABN 298888)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
Telephone: (415) 436-6488
FAX: (415) 436-6748
kelsey.helland@usdoj.gov

Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

FERNANDO LOPEZ,
Plaintiff,
v.
UNITED STATES OF AMERICA,
Defendant.
)
)
)
)
)
CASE NO. 4:22-CV-01742-DMR
**SECOND STIPULATION TO EXTEND TIME
WITHIN WHICH TO ANSWER OR RESPOND
AND TO CONTINUE INITIAL CASE
MANAGEMENT CONFERENCE**
)

Pursuant to Civil Local Rule 6-1(a), the parties to this action stipulate to extend Defendant's time within which to answer or otherwise respond to the complaint until September 6, 2022.

Additionally, pursuant to Civil Local Rules 6-2 and 7-12, the parties to this action hereby stipulate and request that the Court continue the Case Management Conference currently set for August 31, 2022, *see* ECF No. 11, and all associated deadlines until October 5, 2022, at 1:30 p.m.

The parties request this change because the pleadings in this matter are not yet settled, and the parties respectfully suggest that a case management conference will be more productive after Defendant has responded to the complaint.

This is the parties' second joint request to modify the schedule in this case. *See* Declaration of Kelsey J. Helland ¶ 3. The requested modification will not impact the schedule for the case because no further schedule has yet been set and because this matter is still in its initial stages. *Id.* ¶ 4.

1
2 DATED: August 2, 2022

Respectfully submitted,

3
4 STEPHANIE M. HINDS
United States Attorney

5
6 /s/ Kelsey J. Helland
KELSEY J. HELLAND
7 Assistant United States Attorney
Atorneys for Defendant

8 DATED: August 2, 2022

9 /s/ Marie C. Ballon.¹
10 MARIE C. BALLOON (CABN 227191)
Southwest Legal Group
11 22440 Clarendon Street, Suite 200
Woodland Hills, CA 91367
mballon@swlegalgrp.com
(818) 591-4300

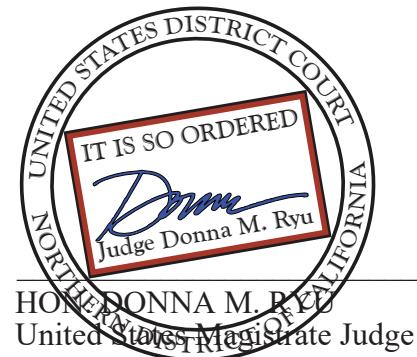
12 Attorney for Plaintiff

13
14
15
16 **ORDER (AS MODIFIED)**

17 Pursuant to stipulation, IT IS SO ORDERED. The Initial Case Management Conference is
18 continued until October 5, 2022 at 1:30 p.m. in Oakland, by Videoconference only. Parties shall file a
19 joint case management conference statement by September 28, 2022. All parties and counsel, may access
20 the webinar information at <https://www.cand.uscourts.gov/dmr>.

21 IT IS SO ORDERED AS MODIFIED.

22
23 DATED: August 3, 2022



27
28 ¹ In compliance with Civil Local Rule 5-1(i)(3), the filer of this document attests under penalty of perjury
that all signatories have concurred in the filing of this document.

STEPHANIE M. HINDS (CABN 154284)
United States Attorney
MICHELLE LO (NYRN 4325163)
Chief, Civil Division
KELSEY J. HELLAND (CABN 298888)
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055
San Francisco, California 94102-3495
Telephone: (415) 436-6488
FAX: (415) 436-6748
kelsey.helland@usdoj.gov

Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

FERNANDO LOPEZ,
Plaintiff,
v.
UNITED STATES OF AMERICA,
Defendant.
)
)
)
)
)
**DECLARATION OF KELSEY J. HELLAND IN
SUPPORT OF JOINT STIPULATION TO
CONTINUE CASE MANAGEMENT
CONFERENCE**
)

I, KELSEY J. HELLAND, declare as follows:

1. I am an Assistant United States Attorney and the attorney of record for Defendant in this action. I submit this declaration in support of the parties' Second Joint Stipulation to Continue the Case Management Conference filed concurrently herewith. The facts set forth in this declaration are within my personal knowledge or based upon documents and information I have received in the course of this litigation.

2. On August 1, 2022, counsel for Plaintiff, Marie C. Ballon, and I conferred regarding Defendant's deadline to respond to the complaint and the upcoming case management conference. We agreed to extend the response deadline for 33 days, until September 6, 2022, and to request a continuance of the case management conference because the pleadings in the case are not yet settled.

3. This is the parties' second joint request to modify the schedule for this matter. On June

1 14, 2022, the Court granted, as modified, the parties' first joint request to modify the schedule. *See ECF*
2 No. 11.

3 4. The requested continuance of the case management conference will not affect the
4 schedule for the case because no further schedule has yet been set and because this matter is still in its
5 initial stages.

6

I declare under penalty of perjury under the laws of the United States that the above is true and accurate to the best of my information, knowledge, and belief. Executed this 2nd day of August, 2022, in San Francisco, California.

10

11

12

13

14

15

| 6

17

18

| 9

20

21

۲۲

23

24

25

26

27

28

/s/ Kelsey J. Helland
KELSEY J. HELLAND
Assistant United States Attorney